

PATENT
Attorney Docket No.285-148

#3
SECTION
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(s): Arthur A. Alfaro et al.

EXAMINER: Not Yet Assigned

SERIAL NO: 09/803,266

GROUP: 3738

FILED: March 9, 2001

DATE: October 19, 2001

FOR: ANTERIOR LUMBAR
SPACER

DOCKET: 285-148

Assistant Commissioner for Patents
Washington, D.C. 20231

Attn: Box Missing Parts

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF APPLICATION - FILING DATE GRANTED**

Dear Sir:

In response to the Notice to File Missing Parts of Application - Filing Date Granted, dated April 19, 2001, Applicant encloses herewith a properly executed original Declaration and Power of Attorney in compliance with 37 C.F.R. §1.63.

Also enclosed is a check for \$65.00 to cover the surcharge under 37 C.F.R. §1.16(e) along with a copy of the Notice to File Missing Parts of Non-Provisional

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Assistant Commissioner of Patents, Washington, D.C. 20231 on October 19, 2001.

Dated: October 19, 2001



David M. Carter

David M. Carter

**COPY OF PAPERS
ORIGINALLY FILED**

Application - Filed Under 37 CFR1.53(b) Filing Date Granted.

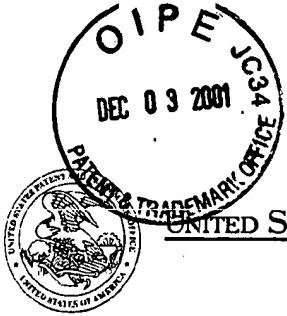
A check for \$720.00 is included for a four month extension of time. If the enclosed check is insufficient for any reason or becomes detached, please charge the required fee under 37 C.F.R. §1.16(e) to Deposit Account No. 04-1121. Also, in the event any additional extensions of time are required, please treat this paper as a petition to extend the time as required and charge Deposit Account No. 04-1121. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,



David M. Carter
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/803,266	03/09/2001	Arthur A. Alfaro	285-148

CONFIRMATION NO. 7075

FORMALITIES LETTER



OC000000005987528

Peter Dilworth
Dilworth & Barrese
333 Earle Ovington Blvd.
Uniondale, NY 11553

Date Mailed: 04/19/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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